Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 911-01480-0777-058	Date: 5/29/11	Time: 1530 Hours	
Location: Bresee Avenue/Washington Boulevard	City or Station: Pasadena, CA 91104		
Bureau/Station/Facility: Altadena Station	Admin. Investigation: YES ☐ NO ☒		
Type of Force: Significant - Takedown, Impact Weapons (Baton), Personal Weapons, Hobble Restraint			
Deputy Injury : YES ☒ NO ☐	Suspect Injury YES ☒ NO ☐		
☐ Call	☒ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: Lt. Fredericks	Emp: [redacted]	IAB Roll Out: YES ☐ NO ☒

Involved Employee

E1

Employee # [redacted]	Last Name Bonilla	First Name Alejandro	Middle Name NMN
Sex: ☒ Male ☐ Female	Race: H	Unit of Assignment: Altadena Station	Work Assignment (Unit #, Module, etc.): Unit 73
Shift: ☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5' 6" / Weight: 160
☒ Injured ☒ Treated ☐ Admitted	Hospital: U.S. Health Works - Irwindale	Coroner Case #	Directed Force ☐ Significant Force ☒

E2

Employee # [redacted]	Last Name Sutton	First Name Carlos	Middle Name A.
Sex: ☒ Male ☐ Female	Race: B	Unit of Assignment: Altadena Station	Work Assignment (Unit #, Module, etc.): Unit 73
Shift: ☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5' 11" / Weight: 240
☒ Injured ☒ Treated ☐ Admitted	Hospital: U.S. Health Works - Irwindale	Coroner Case #	Directed Force ☐ Significant Force ☒

E3

Employee # [redacted]	Last Name [redacted]	First Name [redacted]	Middle Name [redacted]
Sex: ☒ Male ☐ Female	Race: B	Unit of Assignment: Altadena Station	Work Assignment (Unit #, Module, etc.): Unit 72
Shift: ☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 6' 3" / Weight: 225
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☐

☐ **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	Hanson	Brett	A.	Sgt.	YES ☐ NO ☒	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name
[redacted]	Gonzales	Cynthia	A.

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	Blume	Robert	N.

Robert N. Blume, Lieutenant
Watch Commander (**Print Name**) — Watch Commander's **Signature**: [signature] — Emp #: [redacted] — Date: 7-20-11

Brett A. Hanson, Sergeant
Supervisor Completing Form: (**Print Name**) — Emp #: [redacted] — Copy Provided to Employee by: — Emp #:

Steven M. McLean, Captain
Unit Commander (**Print Name**) — Unit Commander's **Signature**: [signature] — Emp #: [redacted] — Date: 07-26-11

DISCOVERY Use Only
FO# 2293038

1 — DVD

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 07/08)

Supervisor's Report on Use of Force
SUSPECT INFORMATION
9 1 1 - 0 1 4 8 0 - 0 7 7 7 - 0 5 8

Suspect Information

S 1

Last Name: Tulcey | First Name: Shawn | Middle Name: Christopher

AKA Last Name: | First Name: | Middle Name:

Sex: [X] Male [ ] Female | Race: O | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 21 | Height: 5' 10" | D.O.B. 10/13/89 | Weight: 200 | Armed? [ ]

Booking #: 2757006 | Primary Charge Code: 243(c)(2) P.C. | Secondary Charge Code: 148(c) P.C. | Criminal History [redacted]

EMT in attendance? [X] YES [ ] NO Name: Pasadena Fire Dept. | Unit: Engine 33 | Phone #: 626/ 792-4161

Hospital Admission? [X] | Rec'd Treatment At: Huntington Memorial Hospital | Coroner Case #: | Mental History [ ]

By Doctor: Dabbs | Address: 100 W. California Bl., Pasadena, CA 91105 | Phone #: 626/ 397-5111

Under Influence: [ ] YES [X] NO | Substance: | Mental Illness [ ]

Suspect Interview

Date: 05/29/11 | Time: 1714 | [ ] Audiotape: [X] Videotape: [X] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ]

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO | Substance: | Mental Illness: [ ]

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S__

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: [ ] Male [ ] Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? [ ]

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History [ ]

EMT in attendance? [ ] YES [ ] NO Name: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ]

By Doctor: | Address: | Phone #:

Under Influence: [ ] YES [ ] NO | Substance: | Mental Illness [ ]

Suspect Interview

Date: | Time: | [ ] Audiotape: [ ] Videotape: [ ] Photos of Injuries: [ ] ADMITS HEARING ANNOUNCEMENTS

[ ] **Additional Suspects Involved**

Supervisor's Report on Use of Force

9 1 1 - 0 1 4 8 0 - 0 7 7 7 - 0 5 8

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	PH	LC,SD	FA
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	CT,PP	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	RS,CT	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	PH,PP	SD	FA
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	RS,PH	NN	
Bonilla, ALejandro	E1	Tulcey, Shawn	S1	CT	NN	
Tulcey, Shawn	S1	Sutton, Carlos	E2	RS, PH	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	CT	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	PP	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	CT	NN	
Tulcey, Shawn	S1	Sutton,Carlos	E2	PP	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	CT	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	PH	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	PH	SD	FA
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	FO	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	TD	AB	KN
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	PO	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	BI	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	PO	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	BC, TD	NN	
Tulcey, Shawn	S1	Sutton, Carlos	E2	RS, PH	AB	HD
Sutton, Carlos	E2	Tulcey, Shawn	S1	PH	FR	FA
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	RS, PH	SD	HD
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	PH	SD	HD

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FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Tulcey, Shawn	S1	Sutton, Carlos	E2	RS	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	TD	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	RS	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	TD	NN	
Tulcey, Shawn	S1	Sutton, Carlos	E2	RS, PH	NN	
Sutton, Carlos	E2	Tulcey, Shawn	S1	PH	NN	
Tulcey, Shawn	S1	Bonilla, Alejandro	E1	RS, PH	NN	
Bonilla, Alejandro	E1	Tulcey, Shawn	S1	PH	NN	
Tulcey, Shawn	S1	[redacted]	E3	PK	NN	
[redacted]	E3	Tulcey, Shawn	S1	HB	NN	

Force Applied

SIGNIFICANT- IMPACT WEAPON (BATON), TAKEDOWN, PERSONAL WEAPONS, HOBBLE RESTRAINT

Incident Details

On May 29, 2011, at approximately 1530 hours, Deputies Sutton and Bonilla lawfully conducted a traffic stop and detained Suspect Tulcey in the area of Washington Boulevard and Bresee Avenue for several observed Vehicle Code violations. During the traffic stop Deputy Sutton contacted Suspect Tulcey, who was the driver and sole occupant of the vehicle, on the driver's side while Deputy Bonilla approached the vehicle on the passenger side. Deputy Sutton explained to Suspect Tulcey he stopped him for several violations and Suspect Tulcey hostilely stated, "Man, what the fuck did you stop me for?" Deputy Sutton explained the violations he observed and Suspect Tulcey exclaimed, "Fuck that! My shit isn't that loud (referring to his vehicle's stereo). Fuck you!" Deputy Sutton asked Suspect Tulcey for his Driver's License and other vehicle related documentation. Suspect Tulcey refused to provide the legally required documents by stating, "I'm not giving you shit. I ain't done nothing wrong [sic]." Deputy Sutton asked Suspect Tulcey a second time for the required documents, at which time Suspect Tulcey complied. Deputy Sutton returned to the radio car and completed a Promise to Appear Notice while Deputy Bonilla remained near the passenger side of Suspect Tulcey's vehicle.

Upon completing the Promise to Appear Notice, Deputy Sutton returned to Suspect Tulcey and requested he sign the notice. Suspect Tulcey refused to sign the Promise to Appear Notice by stating, "I ain't signing shit man [sic]." Deputy Sutton advised Suspect Tulcey that if he refused to sign the Promise to Appear notice, he would be taken into custody and presented before a Magistrate. Suspect Tulcey stated, "Shit, I ain't going to jail [sic]." Deputy Sutton asked Suspect Tulcey again if he would sign the Promise to Appear Notice and Suspect Tulcey replied, "Whatever man." Just then, Deputy Sutton remembered he left Suspect Tulcey's vehicle registration and insurance card back in the radio car. Before Suspect Tulcey signed the Promise to Appear Notice, Deputy Sutton told Suspect Tulcey to wait while he retrieved the items from the radio card. Deputy Sutton walked back to the radio car and leaned into the car through the driver side window to retrieve the documents.

While Deputy Sutton was leaning into the radio car, Suspect Tulcey began to exit his vehicle. Deputy Bonilla, who was positioned on the passenger side of Suspect Tulcey's vehicle, recognized this officer safety hazard and quickly walked over to the driver side of Suspect Tulcey's vehicle and ordered him to remain in his vehicle. Tulcey, ignoring Deputy Bonilla, exited his vehicle, stood between the vehicle and the driver's door and stated, "No, I'm not getting back in. Fuck that shit [sic]!" As Deputy Bonilla approached Suspect Tulcey, Suspect Tulcey struck Deputy Bonilla in the face with his right forearm. Stunned and injured, Deputy Bonilla grabbed a hold of Suspect Tulcey's shirt with his right hand. He then forced Suspect Tulcey backward and pinned him in the joint area between the driver's door and vehicle door frame. Suspect Tulcey then grabbed Deputy Bonilla's left hand with his right hand, preventing Deputy Bonilla from accessing his protective equipment, such as his O.C. spray, baton, or firearm. Deputy Bonilla released his grip of Suspect Tulcey's shirt and punched Suspect Tulcey approximately three times in the face with his right hand, causing Suspect Tulcey to release his hold of Deputy Bonilla's left hand. Using both hands, Deputy Bonilla continued to apply pressure to Suspect Tulcey's upper torso to keep him pinned between the door and door frame until Deputy Sutton could assist him.

Deputy Sutton, hearing the commotion, looked up and saw Deputy Bonilla struggling with Suspect Tulcey, who was grabbing Deputy Bonilla around the upper torso with one arm and violently swinging his free arm trying to strike Deputy Bonilla in the face and head. He ran to Deputy Bonilla's aid and ordered Suspect Tulcey to stop fighting and to lie on the ground. While Deputies Bonilla and Sutton tried to control Suspect Tulcey, he continuously swung his arms, fists and elbows at the deputies in a violent manner. While the

deputies attempted to grab a hold of Suspect Tulcey's arms to control them, he suddenly lowered his center of gravity by bending at his knees and waist. Suspect Tulcey then began to push forward with the power of his legs. Suspect Tulcey was able to push both deputies backwards approximately ten to fifteen feet to the front of their radio car. While being pushed backward both deputies were attempting to grab a hold of Suspect Tulcey's arms and take him to the ground to gain control of him.

Because of Suspect Tulcey's overpowering strength and combativeness, Deputy Sutton immediately requested assistance from other patrol units in the area via his portable radio. The brief seconds it took Deputy Sutton to utilize his portable radio and request assistance, Suspect Tulcey was able to grab Deputy Bonilla and wrap both arms around Deputy Bonilla's waist and utility belt. In an attempt to free himself from Suspect Tulcey, Deputy Bonilla immediately punched Suspect Tulcey in the face three more times. His actions had no effect on Suspect Tulcey and Deputy Bonilla could feel the pressure of Suspect Tulcey's grasp intensifying around his waist and on the holster of his firearm. In a position of disadvantage and fearing Suspect Tulcey was now attempting to disarm him of his firearm, Deputy Bonilla grabbed Suspect Tulcey behind the neck with both hands and wrapped his legs around Suspect Tulcey's legs. Deputy Bonilla was then able to take Suspect Tulcey to the ground by pulling on the back of Suspect Tulcey's neck and thrusting his body weight downward.

Upon taking Suspect Tulcey to the ground, Deputy Bonilla ended up landing on his back with Suspect Tulcey on top of him. Suspect Tulcey then began to push himself up into a dominant position on top of Deputy Bonilla. Believing Suspect Tulcey was going to continue his assault on and further injure Deputy Bonilla, Deputy Sutton ordered Suspect Tulcey to stop fighting and to get off of his partner. When Suspect Tulcey did not comply with his order, Deputy Sutton struck Suspect Tulcey three to four times on his back and rib areas with his expandable baton. The baton strikes had no effect on Suspect Tulcey. While standing behind Suspect Tulcey, Deputy Sutton then attempted to apply the carotid restraint on Suspect Tulcey, who immediately tucked his chin into his chest and brought his arm up to block Deputy Sutton's arm from reaching around his neck. These two skillful maneuvers successfully blocked Deputy Sutton's attempt to apply the carotid restraint and indicates Suspect Tulcey may have trained or has some knowledge in ground fighting or wrestling.

In order to free Deputy Bonilla from underneath Suspect Tulcey, Deputy Sutton placed his expandable baton over the right shoulder of Suspect Tulcey and then downward across Suspect Tulcey's chest. Deputy Sutton then reached under Suspect Tulcey's left armpit and grabbed a hold of the other end of his baton. With his chest on Suspect Tulcey's back, Deputy Sutton utilized his baton as leverage and lifted Suspect Tulcey upward off of Deputy Bonilla. Deputy Sutton then thrust Suspect Tulcey forward and down on top of the hood of the radio car, chest first. Deputy Bonilla, now free from underneath Suspect Tulcey, got to his feet and positioned himself on Suspect Tulcey's right side and Deputy Sutton positioned himself on Suspect Tulcey's left side to simultaneously gain control of Suspect Tulcey's arms. While both deputies began ordering Suspect Tulcey to stop fighting and put his hands behind his back, Suspect Tulcey stated, "Fuck that! What are you going to do, beat me up?" While attempting to gain control of Suspect Tulcey's arms, Suspect Tulcey placed both of his hands onto the hood of the car and began to force himself up off of the car. In an attempt to keep Suspect Tulcey down on the hood of the car and handcuff him, Deputy Sutton punched Suspect Tulcey approximately three times on the left side of his face. Suspect Tulcey fell back down onto the hood of the radio car, but continued to resist and attempted to punch at the deputies with both arms and hands. Deputy Bonilla then punched Suspect Tulcey an additional three times on the right side of his face while Deputy Sutton struck him with his elbow on the left side of his face.

Injured and exhausted, Deputies Sutton and Bonilla then pulled Suspect Tulcey to the ground chest first in an attempt to further exhaust Suspect Tulcey who was still showing unbelievable strength and stamina in his ability to resist being handcuffed. Once on the ground Suspect Tulcey continued to refuse to place his hands behind his back and began pushing himself up off the ground once again. In an attempt to overcome Suspect Tulcey's combativeness and end the fight, Deputies Bonilla and Sutton each punched Suspect Tulcey in the face three additional times. It was only at this time that Suspect Tulcey became too exhausted

to sufficiently resist the deputies and they were able to force his hands and arms behind his back and handcuff Suspect Tulcey.

While still waiting for assisting Deputies to arrive, Deputy Sutton requested paramedics to respond to their location to medically treat Suspect Tulcey, his partner, and himself for their injuries. He additionally observed a firearm lying on the ground in the area of the street where Deputy Bonilla and Suspect Tulcey first fell to the ground. The firearm was quickly recovered and determined to be Deputy Bonilla's duty firearm.

Deputy [redacted] arrived at the scene along with Deputies Portillo, Abdulfattah, and Bruemmer. Deputy [redacted] observed Deputies Sutton and Bonilla were injured and detained Suspect Tulcey on the ground in front of their radio car. He also saw Suspect Tulcey moving his legs and attempting to kick at Deputies Sutton and Bonilla. Fearing Suspect Tulcey would further injure the deputies he walked over and placed a hobble restraint around Suspect Tulcey's legs just above his knees. He then tightened the restraint around Suspect Tulcey's legs and Suspect Tulcey ceased kicking his legs. **The Total Appendage Restraint Procedure was not applied to Suspect Tulcey at any time.** The hobble restraint was later removed by Deputy [redacted] once Suspect Tulcey was secured to a backboard in preparation for transport to the hospital.

Upon my arrival at the location, I observed Deputies Portillo and Abdulfattah detaining Suspect Tulcey, who was handcuffed and lying on his stomach on the ground near the front of Deputy Sutton's and Bonilla's radio car. Deputies Sutton and Bonilla were near the rear of their radio car disheveled and exhausted. To prevent Suspect Tulcey suffering any respiratory difficulties I instructed Deputy Jones #[redacted] who arrived shortly after me, to roll Suspect Tulcey onto his side and to constantly monitor him for any signs of difficulty breathing until the arrival of the Fire Department. I observed blood on the ground beneath where Suspect Tulcey's head was and severe redness and swelling to his face. I also saw that Suspect Tulcey was bleeding from his mouth and nose.

While awaiting the Fire Department, I observed Deputies Sutton and Bonilla were exhausted and still trying to recover their labored breathing. I saw Deputy Bonilla's lower lip was swollen and bleeding from a laceration. I also saw that his right hand was red and swollen. I additionally observed Deputy Sutton's right hand was red and swollen as well as blood coming from an abrasion on his left hand.

The Pasadena Fire Department arrived on scene and began treating Suspect Tulcey and Deputies Sutton and Bonilla for their injuries. Suspect Tulcey was transported to Huntington Memorial Hospital, via ambulance, escorted by Deputies Portillo and Abdulfattah. Deputy Sutton's and Bonilla's injuries did not require immediate transport to a hospital for treatment and were later transported to U.S. Health Works-Irwindale for treatment.

I surveyed the scene and observed the radio car and Suspect Tulcey's vehicle were stopped in the standard traffic stop configuration and the driver's door of Suspect Tulcey's vehicle was open. I also observed smeared blood, hand prints, and scratches in the paint on the hood of the radio car, indicating an obvious struggle. All these observations were consistent with the details Deputies Sutton and Bonilla reported to me upon my arrival.

In regard to Deputy Bonilla's duty firearm becoming removed from its holster during the incident, I inspected Deputy Bonilla's holster, which was the standard Department issued holster for the Berretta firearm and it appeared to be in good condition. The retention strap and snap were working properly in securing the firearm in the holster. Although possible, I find it highly unlikely that the mere jostling of the holster during the encounter with Suspect Tulcey would cause the holsters retention snap to come undone and the retention strap to move into the open position to allow the firearm to fall from the holster. Based on this and Deputy Bonilla's statement that Suspect Tulcey grabbed him around his waist and could feel pressure on his holster, it's more than likely Suspect Tulcey was able to manipulate the holsters retention devices into

the open position and the firearm fell to the ground during the fight or Suspect Tulcey successfully defeated the retention devices and was able to remove Deputy Bonilla's firearm from the holster and lost a hold of the firearm during the fight.

It's clear Deputies Sutton and Bonilla were involved in a fight for their lives with an individual skilled in fighting techniques and determined to cause serious bodily injury or death to the deputies. Although Deputy Bonilla had no idea at the time he was fighting for his life and that Suspect Tulcey had freed his firearm from its holster, this incident could have easily turned into a justifiable deadly force encounter.

Based on the totality of the circumstances I find the force used to overcome Suspect Tulcey's actions during this violent encounter was measured and objectively reasonable. I recommend no further action.

Reported Use of Force by Involved Employee(s)

Deputy Alejandro Bonilla #[redacted]
Deputy Bonilla submitted a Supplemental Report detailing his actions regarding this incident and the arrest of Suspect Tulcey. I reviewed his report and it appeared to be consistent with his verbal notification to me. Refer to Deputy Bonilla's Supplemental Report for further regarding the force use by Deputy Bonilla.

Deputy Carlos Sutton #[redacted]
Deputy Sutton submitted an Incident Report detailing his actions regarding this incident and the arrest of Suspect Tulcey. I reviewed his report and it appeared to be consistent with his verbal notification to me. Refer to Deputy Sutton's Incident Report for further regarding the force use by Deputy Sutton.

Deputy [redacted] #[redacted]
Deputy [redacted] submitted a Supplemental Report detailing his actions regarding this incident. I reviewed his report and it appeared to be consistent with his verbal notification to me. Refer to Deputy [redacted] Supplemental Report for further regarding the force use by Deputy [redacted]

Witness Interview(s)

No witnesses regarding the use of force were located.

Suspect Interview(s)

Suspect Interview(s) Conducted by: ☒ Watch Commander ☒ Supervising Sergeant

On May 29, 2011, at approximately 1714 hours, Lieutenant Blume and I interviewed Suspect Tulcey inside the Emergency Department at Huntington Memorial Hospital.

Suspect Shawn Tulcey:
Suspect Tulcey told us that during the contact with Deputies Sutton and Bonilla he refused to sign the citation he was being given because he felt he did nothing wrong. He also stated, "I know I had attitude; I know that for sure!" He said the deputy became upset and asked him if he wanted to go to jail. Suspect Tulcey said he told the deputy he did not want to go to jail but continued to refuse to sign the citation. He said the deputy then removed him from his car and told him to place his hands behind his back. Suspect Tulcey indicated he did not initially place his hands behind his back, but said when he was about to; the other deputy "socked him in the face." Suspect Tulcey said the deputies then continued to hit him over and over again in the face with their fists. He said he was covering his face with his hands and when he did place his hands behind his back the deputies continued to punch him in the face so he covered his face again. Suspect Tulcey said that as he was being punched he fell to the ground and continued to be

punched by one deputy as the other deputy held him down. He indicated that he was only punched by the deputies and made no other complaints of pain or injury other than to his face.

Medical Review

Suspect Tulcey was transported from the scene, via ambulance, to Huntington Memorial Hospital to receive treatment for his injuries. Once at the hospital it was determined that in addition to the redness and swelling to his face and eyes, Suspect Tulcey suffered a fracture to his left orbital, abrasions to his left knee, and redness, swelling and abrasions to the knuckles of both hands. Suspect Tulcey made no other complaint of pain or injuries. He was treated by Doctor Dabbs and admitted to the hospital under medical record #M001030254. Suspect Tulcey was later cleared for transfer, via ambulance, to the jail ward at Los Angeles County Medical Center where he was booked into custody.

Doctor Dabbs:
Lieutenant Blume and I responded to Huntington Memorial Hospital and I spoke to Doctor Dabbs regarding Suspect Tulcey's injuries. Due to privacy issues and hospital policy I did not record this interview. Doctor Dabbs indicated the swelling to Suspect Tulcey's face and the fractured left orbital were consistent with being punched by the deputies. He also said the abrasions to his left knee were consistent with falling or being taken down to the ground which was asphalt. Doctor Dabbs also said that the injuries to Suspect Tulcey's hands and knuckles were consistent with him punching the deputies. I inquired about any injuries to Suspect Tulcey's back or rib areas due to him being struck with a baton and Doctor Dabbs said he did not notice any indication of injury to those areas, nor did Suspect Tulcey complain of any pain or injury to the areas.

Training & Tactical Review

☒ **Debriefing held to discuss training and tactical issues.**

Watch Commander's Review

Reviewed by: Robert N. Blume, Lieutenant, Employee #[redacted]

CONCLUSION/FINDINGS

Per the Department's "Situational Use of Force Options Chart," the force used to control Suspect Tulcey was justified. Based on a thorough examination of the material submitted with this report (written investigation, deputy statements, interview with Suspect Tulcey), the amount of force used by Deputies Sutton and Bonilla, was justified, reasonable and necessary.

Due to the injuries to Suspect Tulcey's face, mandatory notification to IAB Lieutenant Fredericks was made (see attached form).

I recommend no further action regarding this incident.

Case Status

On June 1, 2011, this case was presented to the District Attorney's Office at Pasadena Superior Court. Deputy District Attorney Dver filed two Misdemeanor counts of Resisting a Peace Officer; 148(a)(1) P.C. against Suspect Tulcey. The case is scheduled for Jury Trial on July 25, 2011, in Department G.

I CONCUR WITH THE WATCH COMMANDERS FINDINGS. THIS MATTER IS CLOSED.
[signature] ..., CAPTAIN